TO THE ZONING COMMISSIONER OF BALL	ZONING VIRIANCE	
The undersigned, legal owner(s) of the described in the description and plat attached	property situate in Baltimore County and which d hereto and made a part hereof, hereby petition fo	n is or a
	ermit a side yard setback of 2'8" instead	
of the required 10'.		
·		
of the Zoning Regulations of Baltimore Count following reasons: (indicate hardship or prac	y, to the Zoning Law of Baltimore Count	the
The existing stairway is alon	ng the South wall of the existing house. th, or side, of the house could be direct	. 1
An addition to the rear (eas through a bedroom and the kitchen	t) of the house would have to be accessed and would render these areas unfunctions	1.
Property is to be posted and advertise	ed as prescribed by Zoning Regulations.	
I, or we, agree to pay expenses of above petition, and further agree to and are to be Baltimore County adopted pursuant to the Zo	Variance advertising, posting, etc., upon filing of bound by the zoning regulations and restrictions oning Law For Baltimore County.	this s of
	I/We do solemnly declare and affunder the penalties of perjury, that I are the legal owner(s) of the prop which is the subject of this Petition.	/we
Contract Purchaser:	Legal Owner(s): Stephen C. Roth	
(Type or Print Name)	(Type or Print Name)	MAP:
Signature	Stepher C. Kotti	THOICH
W	Lynne Roth	0:5/7/
Adress	(Type or Print Name)	7.5
CS State	Signature	1021
Attack for Petitioner:		Chokin /
201		
Tipe or Print Name)	Address Phone No.	o. [
Van de de la companya de la company	Baltimore, Maryland 21239 City and State	
<i>∖</i> d ē		con-
Adress	tract purchaser or representative to be contacted	
•	Name	
City and State		
		o.
Attorney's Telephone No.:	Address Phone No.	o. day
Attorney's Telephone No.: ORDERED By The Zoning Commissione of April 19 81, the required by the Zoning Law of Baltimore Cout Baltimore County, that property be posted	Address Phone No.	day d, as ough- oning
Attorney's Telephone No.: ORDERED By The Zoning Commissione of April 19 81, the required by the Zoning Law of Baltimore Co out Baltimore County, that property be poste Commissioner of Baltimore County in Roo	Address Phone Notes of Baltimore County, this 28th at the subject matter of this petition be advertise ounty, in two newspapers of general circulation threed, and that the public hearing be had before the Zo	day d, as ough- oning more

herein, dated April 14, 1981, should be and the same is GRANTED, subject, however,

to the approval of a site plan by the Dept. of Public Works and the Office of Planning

Any appeal from this decision must be in accordance with Rules B-1 thru

COUNTY BOARD OF APPEALS
OF BALTIMORE COUNTY

John V. nushy

Stephen C. Roth, et ux

Case No. 82-7-A

and Zoning.

B-12 of the Maryland Rules of Procedure.

ORDER RECEIVED

BEFORE THE ZONING COMMISSIONER FETITION FOR VARIANCE E/S of Banbury Rd., 101 OF BALTIMORE COUNTY N of Overbrook Rd., 9th District STEPHEN C. ROTH, et ux, Case No. 82-7-A **Petitioners** :::::: ORDER TO ENTER APPEARANCE Mr. Commissioner: Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith. John W. Hessian, III Peter Max Zimmerman People's Counsel for Baltimore County Deputy People's Counsel Rm. 223, Court House Towson, Maryland 21204

K,

Order was mailed to Mr. and Mrs. Stephen C. Roth, 6401 Banbury Road, Baltimore, Maryland 21239, Petitioners.

I HEREBY CERTIFY that on this 16th day of June, 1981, a copy of the aforegoing

494-2188

7), Todoramite John W. Hessian, III

Mr. & Mrs. Stephen C. Roth 61,01 Benbury Road Baltimore, Faryland 2123)

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petition has been received and accepted for filing this

Petitioner's Attorney

Reviewed by: ficholas B. Commodari

Case No. 82-7-4

Stephen C. Roth, et ux

from his side yard, but would actually be 2'8" from Mr. Forney's rear yard and that Mr. Forney's home is some distance away from the proposed structure. His expert opinion was that this proposed addition and attending improvements to the main structure would be a benefit to the area, would have no depressing effect on the rear lot lines involved, and thar all improvements in all old neighborhoods help to stabilize that neighborhood and prevent its deterioration.

Mr. James Forney, 802 Overbrook Road, testified in opposition to granting this variance. His rear lot line is the one the addition would be 2'8" from if erecred. His only objection was that any additions to the existing homes in this clustered area tend to diminish light and air and close his home in and for these reasons asked that the variance be denied.

this day and is of the opinion that to deny the requested variance would be arbitrary and/or capricious. Mr. Roth has evidenced sound practical reasons for placing the addition on the south side of his home. The Board can further see no obvious detriment to Mr. Forney's property, since the addition will only reduce the rear distance from his home to the new addition by only 12' when his home is now some 40' to 50' from the property line. For all these reasons, the Board is of the opinion that the variance from 10' to 2'8" as requested should be granted and will so order.

ORDER

For reasons stated in the aforegoing Opinion, the Board affirms the Order of the Deputy Zoning Commissioner, dated July 13, 1981, and ORDERS this 14th day of October, 1981, that the variance petitioned for to permit a side yard setback of two feet eight inches in lieu of the required ten feet, for the expressed purpose of constructing additional habitable space to the existing dwelling, in accordance with the site plan filed

()

from Sec. 1802.3C.1 to permit

a side yard setback of 218" in

E/s of Banbury Rd., 101' N of

Overbrook Rd., 9th District

STEPHEN C. ROTH, et ux,

RE: PETITION FOR VARIANCE

lieu of the required 10'

WILLIAM E. HAMMOND Zoning Commissioner

Stephen C. Roth, et ux

Chairman, Zoning Plans Advisory Committee

BEFORE

COUNTY BOARD OF AFFEALS

BALTIMORE COUNTY

No. 82-7-A

OPINION

Zoning Commissioner dated July 13, 1981, granting the requested variance subject to

home at 6401 Banberry Road and the desire to construct an addition to the existing home,

location for this addition would be on the south side of their residence and would be 2'8"

from their side yard boundary, hence the need for the requested variance. If the addition

and reduce them to windowless rooms. Also, the existing stairway is on the south side, and

this access could be incorporated into the addition easily and not damage any other living

space. To the north is the macadam driveway and garage and construction in this direction

is impractical. or these basic reasons, Petitioner asks approval of the variance requested.

in favor of this proposal, indicating that he felt it an improvement to the neighborhood.

He noted that this was a very old sub-division created originally from 25' wide lots and

neighborhood of older well kept homes, there is little consistency as to their placement

on the lots. He noted several examples of homes situated at present only 7' to 9' from

property lines. He also noted that the requested 2'8" set back on Mr. Roth's lot would be

prior to the existence of setback requirements. Consequently, even though this is a

Mr. William Anderson, who lives directly across Banberry Road, testified

Mr. Frederick Klaus, a real estate expert, testified for the Petitioner.

were placed on the rear of the home, the only access could be through two other rooms

said addition containing 450 sq. ft. of space. Testimony indicated the only practical

approval of the site plan. Case was heard this day in its entirety.

This case comes before this Board on appeal from a decision of the Deputy

The Petitioners testified as to the need for additional living space in their

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE Mr. W. E. Hammond Zoning Commissioner

June 23, 1981

FROM Office of Planning and Zoning SUBJECT Petition No. 82-7-A Item 201

Norman E. Gerber, Director

Petition for Variance East side of Banbury Road, 101 ft. North of Overbrook Road Petitioner- Stephen C. Roth, et ux

Ninth District

HEARING: Thursday, July 9, 1981 (9:45 A.M.)

There are no comprehensive planning factors requiring comment on this petition.

NEG:JGH:ab

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

The Board has considered all the above testimony and evidence presented

Office of Planning and Zoning

PROER RECEIVED FOR FILIN

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore County Zoning Regulations would/world-work result in practical difficulty and unreasonable hardsnip upon the Petitioner(s) and the granting of the variance(s) requested wilk/will not adversely affect the health, safety, and general welfare of the community, the variance(s) should Acknowlance be granted.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

the Department of Traffic Engineering has no comments for

Michael S. Flanigan, Engineer Associate II

items #195, 196, 198, 200 and 201.

May 27, 1981

Relative to ZAC meeting of April 28, 1981,

Engineer Associate II

Mr. William Hanmond

Zoning Commissioner

SUBJECT Zoning Comments

MSF/bza

Deprey Zoning Commissioner of Baltimore County

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BLD/.. 111 W. Chesapeake .ve. Towson, Maryland 21204

000 Nicholas P. Commodari Chairman

Mr. & Mrs. Stephen C. Roth 6 01 Banbury Road Baltimore, Maryland 21239

MEMBERS
Bureau of
Engineering
Department of

Dear Mr. & Mrs. Roth:

State Roads Commission
Bureau of
Fire Prevention
Health Department
Project Planning
Building Department
Board of Education
Zoning Administration
Industrial

RE: Item No. 201
Petitioner - Stephen C. Roth, et ux
Variance Petition

June 26, 1981

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted to this office from the committee members at this time. The remaining members felt that no comment was warranted. This petition was accepted for filing on the date of the enclosed certificate and a hearing scheduled accordingly.

Very truly yours

Michalan D. Cannadan.

Michalan B. COMMODARI

Chairman Zoning Plans Advisory Committee

NBC:bsc Enclosures

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE C'URRESPONDENCE

Mr. William E. Hammond, Zoning Commissioner
TO Office of Planning and Zoning Date May 18, 1981

TO Office of Planning and Zoning Date.....

FROM Mr. Ian J. Forrest

SUBJECT Zoning Variance Items

The Baltimore County Department of Health has reviewed the following zoning variance items, and has no specific comments regarding same:

ltem # 170 - Ellis J. and Doris A. Shifflett, Sr.

Item # 171 - Alesia Tomassetti and E. Helen Buck

Item # 174 - Constantine J. Kaminaris, D.D.S.

Item # 176 - Carolyn A. Carwile

Item # 179 - Jerome J. and Joanne C. Cvach

Item # 180 - Stanley Penn Children's Trust

Item # 184 - Evelyn W. and Jimmie C. Sergent

Item # 186 - Four Villages Limited Partnership

Item # 188 - The Four Star Company

Item # 189 - Albert Raymond Dente

Item # 190 - Wilbur C. and Susan S. Hossfeld, Jr.

Item # 191 - Bobby and Georgia B. Sheets

Item # 193 - Richard Wayne and Kathleen Stansburge

Item # 198 - Frederick W. and Faye J. Kuchnl

Item # 200 - Richard E. and Marion P. Szymanski

Item # 201 - Stephen C. and Lynn Roth

IJF/fth

Ian J. Forrest, Director BUREAU OF ENVIRONMENTAL SERVICES DEPARTME TOWSON

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS TOWSON, MAR LAND 21204

HARRY J. PISTEL, P. E. DIRECTOR

June 11, 1981

Mr. William E. Hammond Zoning Commissioner Count Office Building Towson, Maryland 21204

Re: Item #201 (1980-1981)
Property Owner: Stephen C. & Lynne Roth
E/S Banbury Rd. 101.59' N. of Overbrook Rd.
Acres: 49.00/49.12 x 216.12/219.57
District: 9th

N-SW Key Sheet 28 NE 4 Pos. Sheet

NE 7 A Topo

80 Tax Map

Dear Mr. Hammond:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

Highways:

Banbury Road, an existing public road, is proposed to be improved in the future as a 30-foot closed section roadway on a 50-foot right-of-way.

Sediment Control:

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A gr^{s} g permit is, therefore, necessary for all grading, including the stripping of top s.

Storm Drains:

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

Water and Sanitary Sewer:

RAM: EAM: FWR: 55

There is a public 6-inch water main and 8-inch public sanitary sewerage in Banbury Road.

The fire hydrant on Banbury Road, south of Regester Avenue, is located at the Overbrook Road intersection.

ROBERT A. MORTON, P.E., Chief Bureau of Public Services DALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
TOWSON, MARYLAND 21204
494-3211

NORMAN E. GERBER
DIRECTOR

June 16, 1981

Mr. William Hammond, Zoning Commissioner Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Dear Mr. Hammond:

Comments on Item #201, Zoning Advisory Committee Meeting, April 28, 1981, are as follows:

Property Owner: Stephen C and Lynne Roth Location: E/S Benbury Road 101.59' N. of Overbrook Road Acres: 49.00/49.12 X 216.12/219.57 District: 9th

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a bearing on this petition.

This petition meets the requirements of the Division of Current Planning and Development.

Very truly yours,

John Zwandings
John L. Wimbley
Planner III
Current Planning and Develope

Current Planning and Development

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204
825-7310

cc: Jack Wimbley, William Munchel

PAUL H. REINCKE CHIEF June 1, 1981

Mr. William Hammond
Coning Commissioner
Office of Flanning and Zoning
Baltimore County Office Building
Towson, Maryland 21204

Attention: Nick Commodari, Thairman
Zoning Plans Advisory Committee

December Company Chapter C. & James Both

RE: Property Owner: Stephen C. & Lynne Roth

Location: E/S Banbury Road J.Ol.59' N. of Overbrook Road

Item No.: 201

Zoning Agenda: Meeting of April 28, 1981

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or ______ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at

EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

(X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

() 6. Site plans are approved, as drawn.

() 7. The Fire Prevention Bureau has no commerts, at this time.

Plan ling Group Fire Presention Bureau

Special Inspection Division

/mb

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610

DIRECTOR

District:

May 8, 1981

Mr. William E. Hammond, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Towson, Maryland 21204

Dear Mr. Hammond:
201

Comments on Item # Zoning Advisory Committee Meeting, April 28, 1981 are as follows:

Property Owner: Stephen C & Lynne Roth

Location: E/S Banbury Road 101.59' N of Overbrook Road

Bristing Zoning: D.R. 5.5

Proposed Zoning: Variance to permit side setback of 2'8" in lieu of the required 10'.

49.00/49.12 X 216.12/219.57 9th

The items checked below are applicable:

X A. All structures shall conform to the Baltimore County Building Code 1978, and other applicable Co

X B. A building/ _____permit shall be required before beginning construction.

X C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.

D. Commercial: Three sets of construction drawings with a Maryland Registered architect or Engineer shall be required to file a permit application.

SPECIAL NOTE: X E. In wood frame construction an exterior wall erected within 6' 0 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0 of lot line. A minimum 8" masonry firewall is required if construction

P. Requested variance conflicts with the Faltimore County Building Code, Section/s ______.

G. A change of occupancy shall be applied for, along with an alteration permit application, and three required set s of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require a professional seal.

H. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is p-posed can comply with the neight/area requirements of Table 305 and the required construction classification of Table 214.

I. Comments -

MOTE: These comments reflect only on the information provided by the drawing submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit.

If desired additional information may be obtained by visiting Room #122 (Plans Review) at 111 West Chesapeake Ave., Towson.

Very truly yours,

Mearles E. Sumham, Chief

CB: rrj

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Tow. n. Maryland - 21204

Date: April 27, 1981

Mr. William E. Hammond Zoning Commissioner Baltimore County Office Building 1111 West Chesapeake Avenue Towson, Maryland 21204

Z.A.C. Meeting of: April 28, 1981

RE: Item No: 195, 196, 197, 198, 199, 200, 201,202 Property Owner: Location: Present Zoning: Proposed Zoning:

> District: No. Acres:

Dear Mr. Hammond:

No bearing on student population

Very truly yours, Um. Mich hetrouch, Assistant Department of Planning

ETITION FOR VARIANCE

9th DISTRICT

Petition for Variance ZONING:

East side of Banbury Road, 101 ft. North of Overbrook Road LOCATION:

Thursday, July 9, 1981 at 9:45 A.M. DATE & TIME:

PUBLIC HEARING:

Room 106, County Office Building, 111 W. Chesapeake Avenue,

Towson, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Petition for Variance to permit a side yard setback of 2'8" instead of the required 10

The Zoning Regulation to be capted as follows:

Section 1B02.3C.1 - Minimum side yard setback in a D.R. 5.5 Zone

All that parcel of land in the Ninth District of Baltimore County

Being the property of Stephen C. Roth, et ux, as shown on plat plan filed with the Zoning

Hearing Date: Thursday, July 9, 1981 at 9:45 A. M. Public Hearing: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson

DESCRIPTION

Located on the east side of Banbury Road approximately 107.59 feet north of Overbrook Road (formerly Wakeford Road) and being known and designated as Lots 89 and 90 on Plat of Idlewylde, Section A, which is among the land records of Baltimore Count, in Plat Book W.P.C. No.7, folio 140. Being known as 6401 Banbury Road.

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

July 1, 1981

WILLIAM E HAMMOND ZONING COMMISSIONER

Mr. and Mrs. Stephen C. Roth 6401 Banbury Road Baltimore, Maryland 21239

> RE: Petition for Variance E/s of Banbury Rd., 101' N of Overbrook Rd. Case #82-7-A

Dear Mr. and Mrs. Roth:

This is to advise you that \$45.25 is due for advertising and posting of the above property.

Please make check payable to Baltimore County, Maryland, and remit to Karen Riegel, Room 113, County Office Building, Towson, Maryland 21204 before the hearing.

> Very truly yours, Zoning Commissioner

WEH:klr

Department.

Maryland

BY ORDER OF WILLIAM E. HAMMOND ZONING COMMISSIONER OF BALTIMORE COUNTY

Mr. and Mrs. Stephen C. Roth 6401 Banbury Road Baltimore, Maryland 21239

June 10, 1981

NOTICE OF HEARING

Petition for Variance E/s Banbury Rd., 101' N of Overbrook Rd. Case No. 82-7-14

Thursday, July 9, 1981

PLACE: ROOM 106 COUNTY OFFICE BUILDING, 111 W. CHESAPEAKE AVENUE

TOWSON, MARYLAND

July 17, 1981

Mr. and Mrs. Stephen C. Roth 6401 Banbury Road Baltimore, Maryland 21229

> Petition for Variance E/s of Banbury Rd., 101' N of Overbrook Rd. Case No. 82-7-A

Dear Mr. and Mrs. Roth:

Please be advised that an Appeal has been filed by Kenneth D. Forney from the decision rendered by the Deputy Zoning Commissioner of Baltimore County in the above ferenced matter.

You will be notified of the date and time of the appeal hearing when it is scheduled by the County Board of Appeals.

Zoning Commissioner

WEH:klr

cc: John W. Hessian, III, Esquire People's Counsel

BALTIMORE COUN.

OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

WILLIAM E. HAMMOND ZONING COMMISSIONER

July 13, 1981

Mr. & Mrs. Stephen C. Roth 6401 Banbury Road Baltimore, Maryland 21239

> RE: Petition for Variance E/S of Banbury Rd., 101' N of Overbrook Rd. 9th Election District Stepehn C. Roth, et ux - Petitioners NO. 82-7-A (Item No. 201)

Dear Mr. & Mrs. Roth:

I have this date passed my Order in the above captioned matter in accordance with the attached.

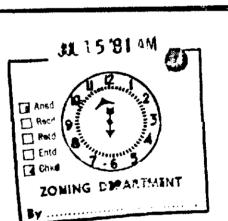
Very truly yours,

Deputy Zoning Commissioner

Attachements

JMHJ/mc

cc: John W. Hessian, III, Esquire People's Counsel



July 15, 1981

William E. Tammond Joning Commissioner Baltimore County Towson, Maryland 21204

E: Felilion in Janiana.

E/S vi Benbury Rd. 101))

of Overbrook Rd. - 9 th

Election District

Stephen C. Roth, et up

82-7-A (#201)

Dear Mr. Lammond:

Please enter an appeal in the above

cyptioned matter in my behalf.

/klr

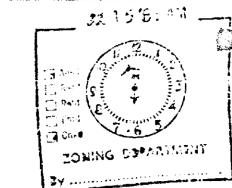
7,50/81 - Following have been notified of hearing set for THURSDAY, AUG. 20, 1981, at 11:30 a.m.: County Board of Appeals County Board of Appeals Room 219, Court House Towson, Maryland 21204 Mr. & Mrs. Stephen Roth Room 219, Court House Towson, Maryland 21204 Mr. Kenneth Forney October 14, 1981 J. Hessian, Esq. July 30, 1981 Jean Jung NOTICE OF ASSIGNMENT Wm. Hammond J. E. Dyer J. Hoswell N. E. Gerber NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR FOSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH BOARD RULE 2(b). ABSOLUTELY NO POSTPONE-MENTS VILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEAR-ING DATE IN ACCORDANCE WITH RULE 2(c), COUNTY COUNCIL BILL #108 CASE NO. 82-7-A STEPHEN C. ROTH, etux Mr. Kenneth D. Forney 802 Overbrook Rd. E/S Banbury Rd., 101' N of Overbrook Rd. Baltimore, Md. 21239 Re: Case No. 82-7-A 9th District Stephen C. Roth, et ux Dear Mr. Forney: Variance-from Sec. 1B02.3C.1 to permit a Enclosed herewith is a copy of the Opinion and Order side yard setback of 2'8" in lieu of 10' passed today by the County Board of Appeals in the above entitled case. 7/13/81 - D.Z.C. (J. Jung) GRANTED variance subj. to approval of a site plan Very truly yours, ASSIGNED FOR: THURSDAY, AUGUST 20, 1981, at 11:30 a.m. cc: Mr. & Mrs. S.C. Roth **Petitioners** June Holmen, Secretary Mr. Kenneth Forney Protestant John W. Hessian, Esq. People's Counsel cc: Mr. & Mrs. Stephen C. Roth William Ober, Esq. J. Jung Zoning Office J. W. Hessian, Esq. 11 11 J. Jung W. Hammond W. Hammond J. E. Dyer J. Hoswell 14 I) J. E. Dyer N. Gerber J. Hoswell Ale N. E. Gerber 11 June Holmen, Secy. 0 B 32-7-A CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 6401 Banbury Road Baltimore, Maryland 21239 July 22, 1981 Board of Appeals Reom 200 Courthouse Towson, Maryland 21204 ATIN: Mr. William Hackett Chairman Re: Case # 82-7-A BOUNDARY Centlemen: On July 9th the Zoning Board granted us a variance to our side yard setback. This variance would have allowed us to build to within 2'8" of the property line. However, on July 20th we were notified that an appeal had been filed and that a second hearing would have to take place prior to us beginning any construction. We have also learned that it could take approximately six months before a second hearing on this matter is convened. Had no appeal been filed, we would have immediately started construction on a family room and bath addition to our existing home. Now, BALTIMORE COUNTY OFFICE OF PLANNING & ZONINC due to the fact that we expect to enlarge our family in the near future and that both the contractor and bank cannot guarantee any long-term commitments, we find that time is working against us and for the County Office Building 111 W. Chesapeake Avenue individual who has filed the appeal. Towson, Maryland 21204 Based upon these circumstances, we, therefore, respectfully request any assistance you could provide that would shorten this period of Your Petition has been received this waiting and, thus, minimize the financial and personal burdens the appeals process is imposing upon us. Thank you for your consideration in this matter. Respectfully submitted, نان وع الله الله الله Set on 8/20 - 11:30 am Owned and developed by Arbutus Land Co, Inc. Thes H. Disney. Surveyor February 14.1924. Reviewed by Mon *This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

494-3180

gir 🖜

494-3180

The state of the s



July 15, 1981

Joseph Commissioner Batteriou County Towon, Meryland 21204

PE: Petition for Variance

E/S of Banbury Rd. 131 M

A Election District

Election District

Stephen C. Roth, et up

82-7-A (#201)

Dear Mr. Showmond:

Blease enter an appeal in the above

Externed matter in my behelf.

Cysterned matter in my behelf.

Henneth H. Formey 802 Overbrook Rd.

PETITION MAPPING PROGRESS SHEET Wall Map Original Duplicate FUNCTION date by date by date by Descriptions checked and outline plotted on map Petition number added to Denied Granted by ZC, BA, CC, CA Revised Plans: Reviewed by: Change in outline or description____Yes Map #____ Previous case:

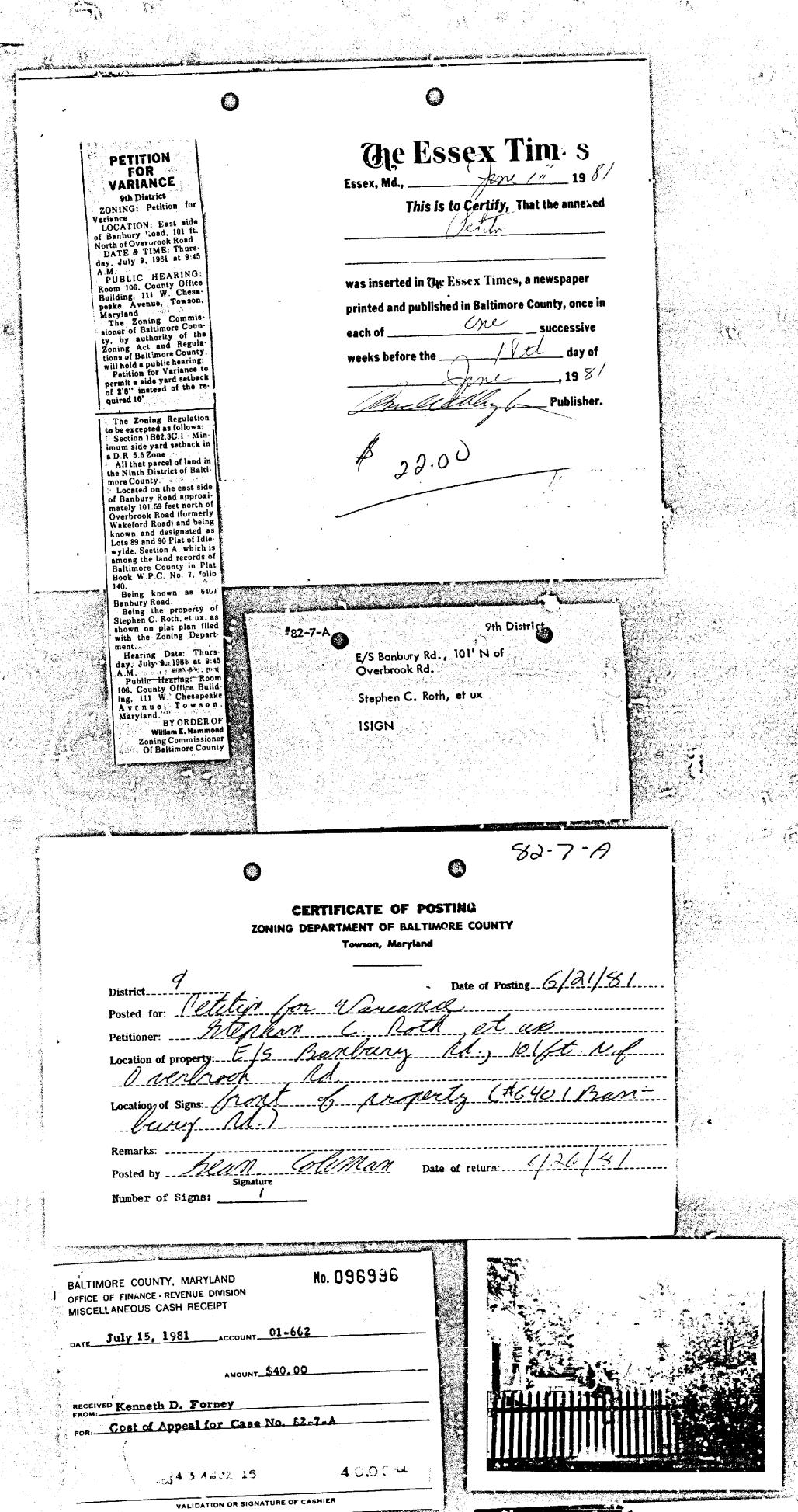
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PETITION FOR VARIA-	NC R
ZONING: Petition for Variat LOCATION: East side of E Road, 101 ft. North of Or	e Mary
DATE & TIME: Thursday, 1961 at \$:45 A.M. PUBLIC HEARING: Roo	en 106,
Chesapoake Avenue, Ter Maryland	
timore County, by authority Zoning Act and Regulati Baltimore County, will hold lie hearing:	of the one of a pub-
side yard setback of \$75" in the required 19" "The Zoning Regulation to	stead of
Section 1B02.3C.1—Minimum yard setback in a D.R.f. All that parcel of land Ninth District of Baltmor*	.5 Zone in the
Located on the east side bury Road approximately feet north of Overbrook Road	ivi.or
and 90 on Plat of Idlewyle tion A, which is among it records of Baltimore County	ie, Sec- he land in Plat
Book W.P.C. No. 7, folio 1 Being known as 6401 g Road.	40. Banbury phen C.
Roth, et ux, as shown on pi filed with the Zoning Depa Hearing Date: Thursday, 1981 at 9:45 A.M.	riment July 1,
ty Office Building, 111 W. peake Avenue, Towson, Mar. By Order Of WILLIAM E. HAMMON	yland.
Road DATE & TIME: Thursday, 1981 at \$145 A.M. PUBLIC HEARING: Roo County Office Builling. Chesapoake Avenue, Termore County, by authority Zoning Act and Regulation Regulation of County, by authority Zoning Act and Regulation in the required 19 and the required 19 The Zoning Regulation to cepted as follows: Section 1802.3C.I.—Minimum yard setback in a D.R. All that parcel of land Ninth District of Baltimore DESCRIPTION Located on the east side bury Road approximately feet north of Overbrook Ros merly Wakeford Road) and known and designated as and 90 on Plat of Idlewyld ion A, which is among threords of Baltimore County Blok W.P.C. No. 7, folio 1 Being known as \$401 f. Road. Being the property of Steroth, et ux, as shown on pified with the Zoning Depa Hearing Date: Thursday, 1981 at \$145 A.M. Public Hearing: Room 10 ty Office Building, 111 W. peake Avenue, Towson, Mar. By Order Of	July 8, en 106, 111 W ws 5 %. of Baily of the lone of a pubermit a stead of be ex- n side in the County of Ban- 101, 59 and /for- i being Lots 89 le, Seche land in Plat in Plat plan riment July 2, i, County Chessyland.

CERTIFICATE OF PUBLICATION

TOWSON, MD., June 18 19-81 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., murrainspeach wik one time www.www.www.before the 9th day of _____, 19_81., the direct publication appearing on the 18th day of June THE JEFFERSONIAN.

D. Frank Structur

Cost of Advertisement, \$__

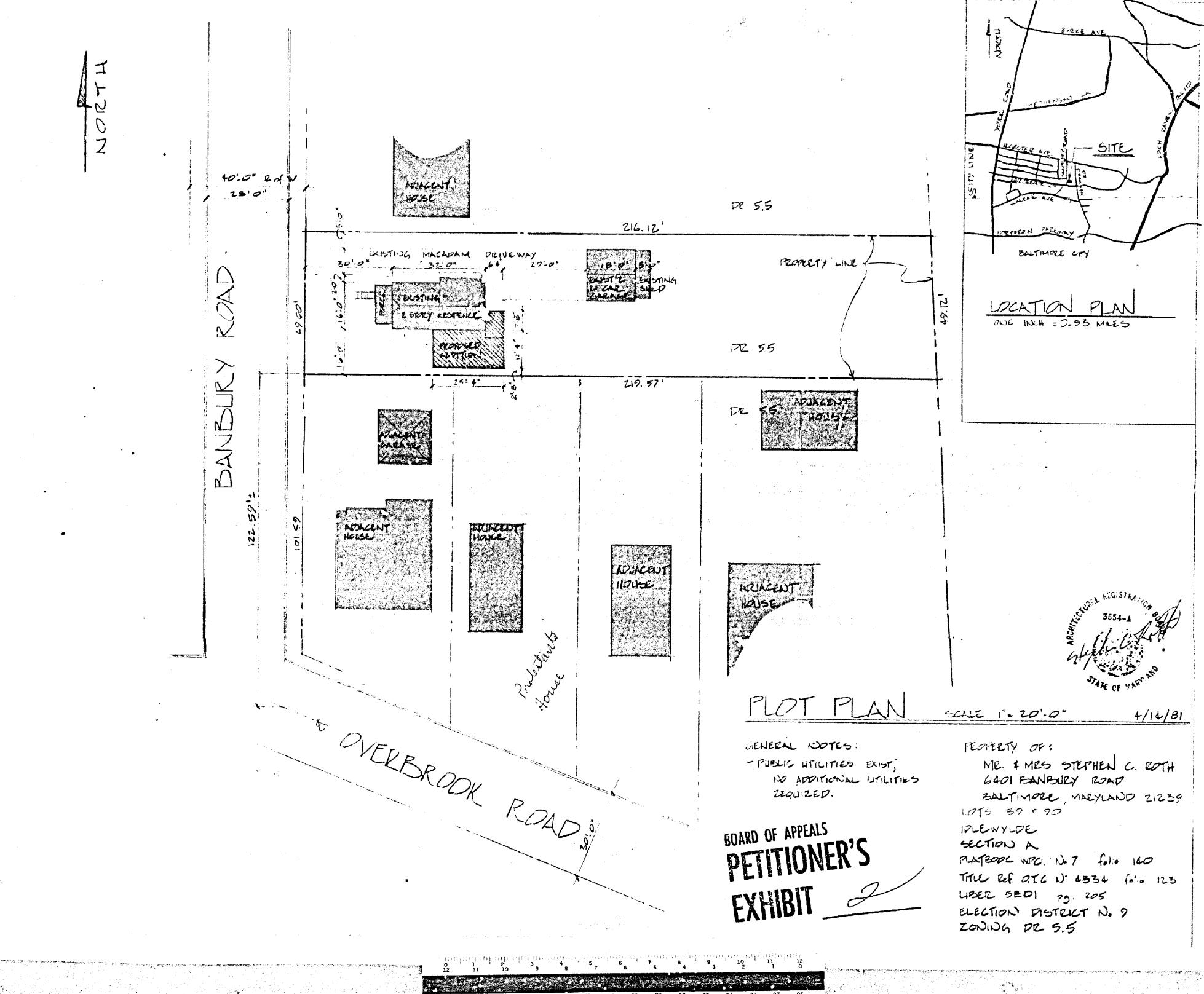


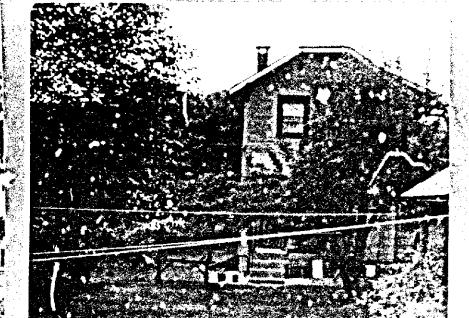
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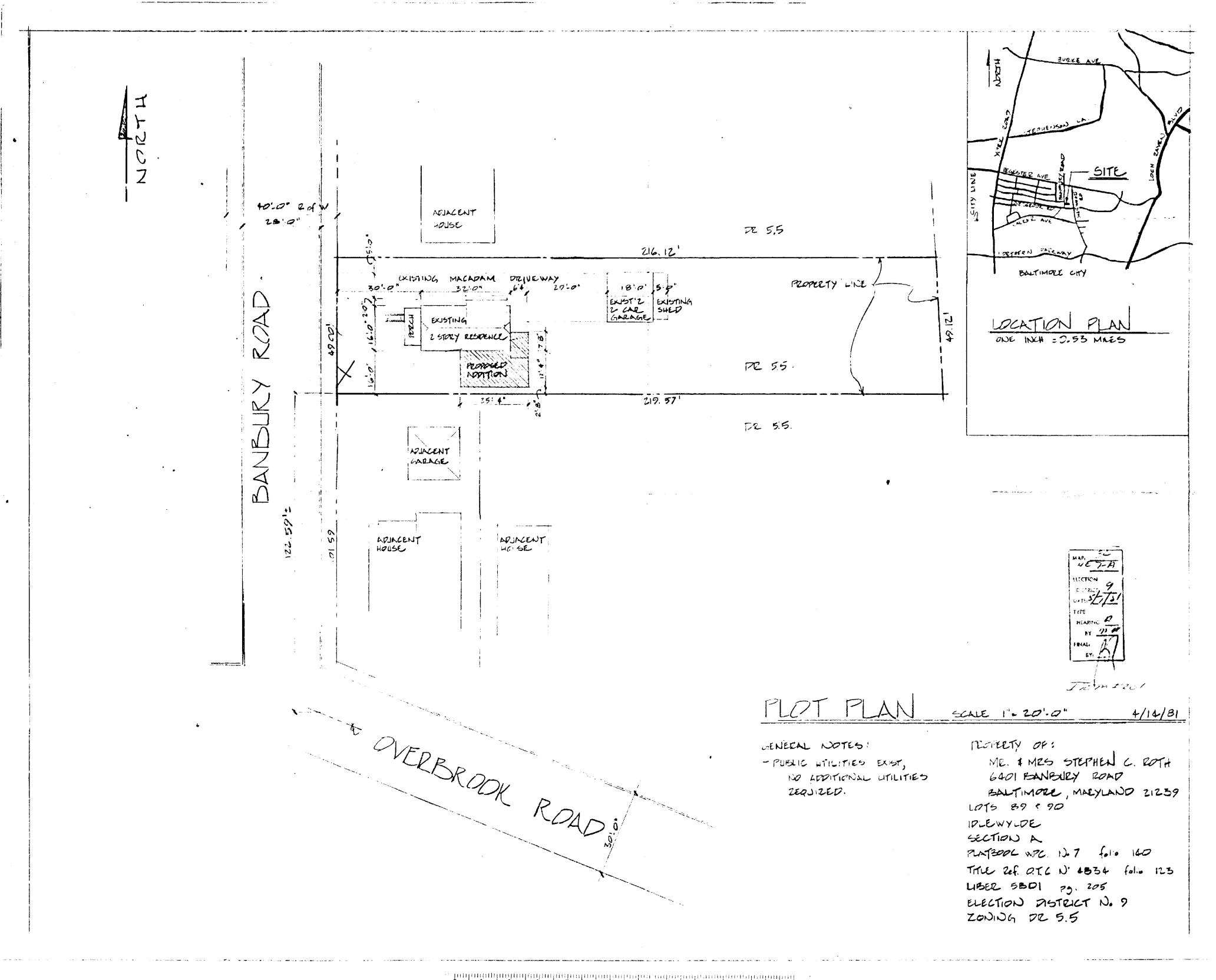
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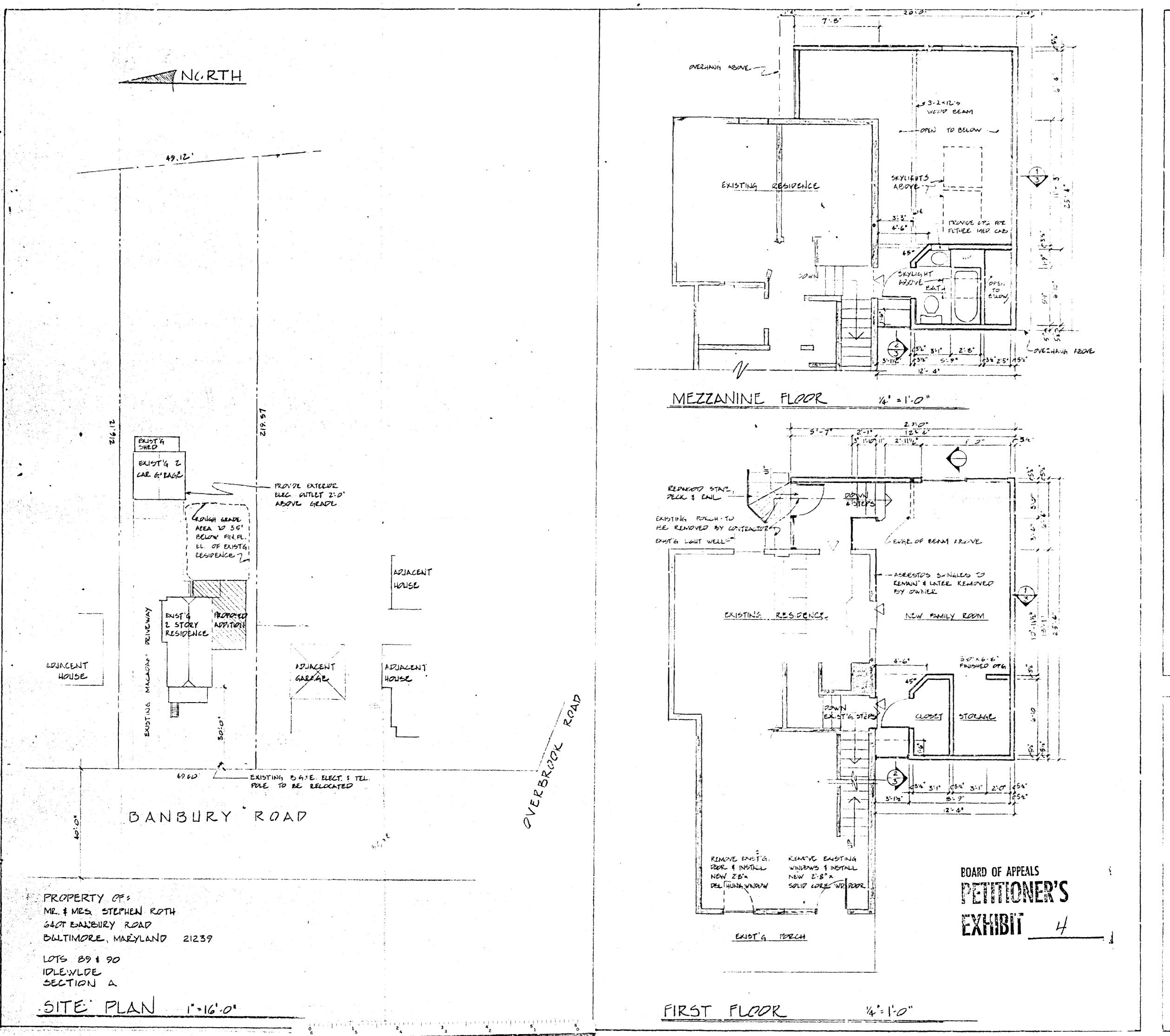
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VALIDATION OR SIGNATURE OF CASHIER







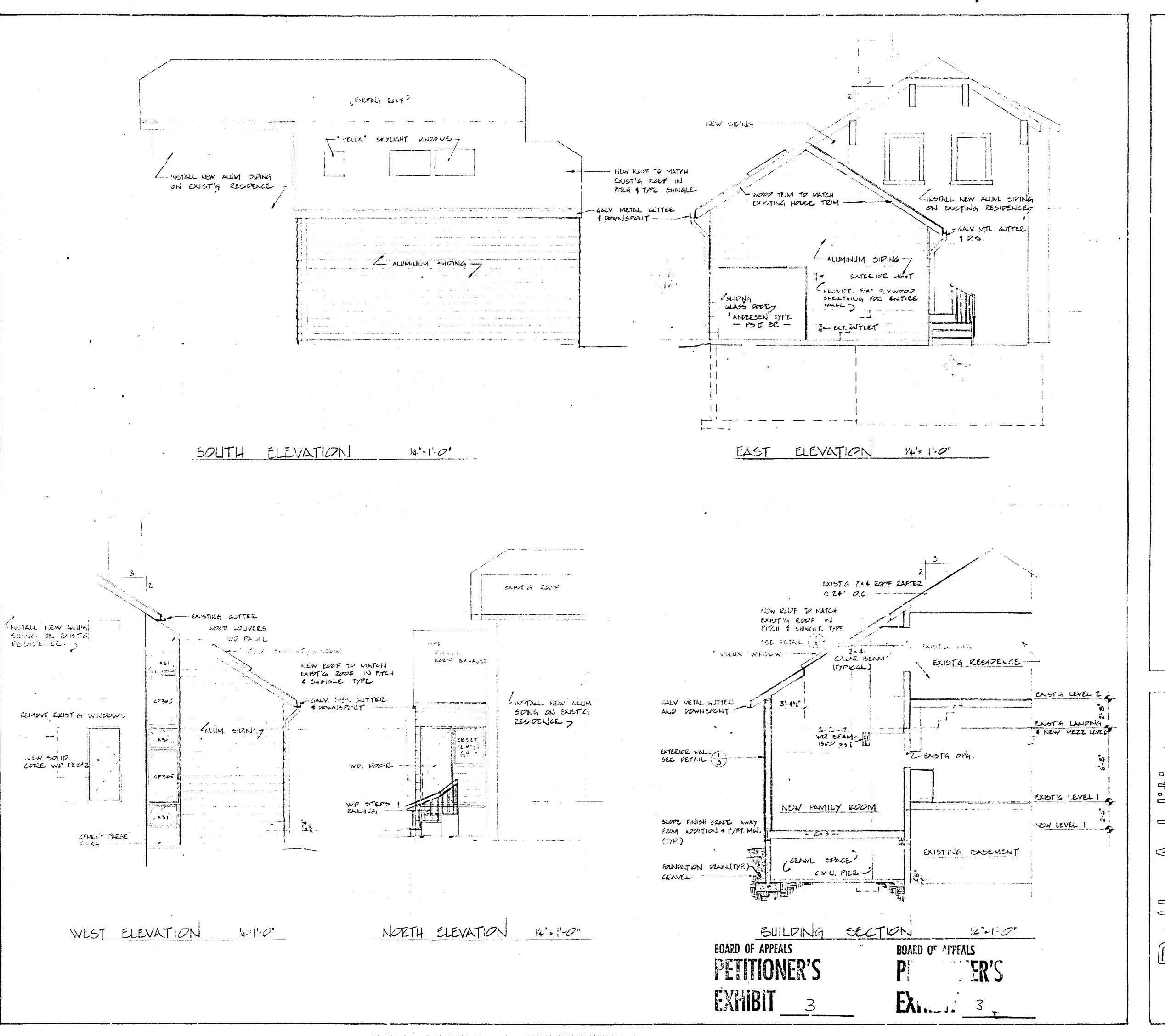


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Mr and Mrs Stephen Roth

6401 Benbery Road

Baltimore Maryland, 21239



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OED AGOREDON Mr. and Mrs. Stephen Roth 6401 Banbury Road Baltimore, Maryland 21239